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7 TIMOTHY PEOPLES,  
8 Plaintiff,  
9 v.  
10 RAUL MACHUCA, et al.,  
11 Defendants.

Case No. [19-cv-05468-RMI](#)

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13 **ORDER DENYING MOTION FOR  
14 RECONSIDERATION**

15 Re: Dkt. No. 151

16 Plaintiff, a state prisoner, filed a *pro se* civil rights complaint under 42 U.S.C. § 1983. On  
17 August 23, 2024, Plaintiff filed a motion to withdraw consent to the jurisdiction of a Magistrate  
18 Judge. (dkt. 143). The motion was referred to the general duty district judge for resolution (dkt.  
19 147) and on September 25, 2024, the motion was denied (dkt. 149). On October 11, 2024, Plaintiff  
20 filed a motion for reconsideration. (dkt. 151, 152).

21 Northern District of California Local Rule 7-9 permits the filing of a reconsideration  
22 request only with respect to interlocutory orders made in a case prior to the entry of final  
23 judgment. *See* Civil L.R. 7-9(a). No pre-judgment motion for reconsideration under Local Rule 7-  
24 9 may be brought without leave of court. *Id.* The moving party must specifically show: (1) that at  
25 the time of the motion for leave, a material difference in fact or law exists from that which was  
26 presented to the court before entry of the interlocutory order for which the reconsideration is  
27 sought, and that in the exercise of reasonable diligence the party applying for reconsideration did  
28 not know such fact or law at the time of the interlocutory order; or (2) the emergence of new  
material facts or a change of law occurring after the time of such order; or (3) a manifest failure by  
the court to consider material facts which were presented to the court before such interlocutory  
order. *See* Civil L.R. 7-9(b).

1 Plaintiff has not sought leave to file a motion for reconsideration. Even looking to the  
2 merits of the motion, it should be denied. Plaintiff repeats the same arguments from his original  
3 motion to withdraw consent and has not demonstrated that any of the factors above are met to  
4 warrant reconsideration. The motion for reconsideration (dkt. 151) is **DENIED**.

5 **IT IS SO ORDERED.**

6 Dated: November 18, 2024

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9 ROBERT M. ILLMAN  
10 United States Magistrate Judge  
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